

MEMORANDUM

P 1/2

To: Joseph Kaufman
TECHNOLOGY CENTER 3754

From: Patricia Faison-Ball *PPB*
Senior Petitions Attorney
Crystal Plaza 4, 3 D09

Subject: Application No. 09/981,574

Date: September 12, 2003

Please find enclosed for your immediate attention, the file in application no. 09/981,574.

This application appears to be abandoned for failure to respond to a Notice of Allowance and Notice of Allowability. We are returning the application file to the Technology Center to withdraw the holding of abandonment pursuant to 37 CFR 1.181 for the following reasons:

1. Petitioners filed a change of address January 11, 2002 however, the USPTO failed to make the change in our records.
2. The Notice of Allowance and Notice of Allowability were mailed June 10, 2002 to the wrong address and thus counsel for the applicant never received the Notices. The application became abandoned September 11, 2002. Accordingly, a Notice of Abandonment was mailed August 4, 2003.
3. In the interim however, a Supplemental Information Disclosure Statement was filed September 17, 2002.
4. Petitioner seeks to revive the abandoned application and to have the IDS filed September 17, 2002 considered.
5. The Office of Petitions would have withdrawn the abandonment but since petitioner has not paid the issue fee, nor submitted the corrected formal drawings or the publication fee if any is required, the Office of Petitions can not revive or withdraw the holding.
6. In view of the fact that petitioner has not received the Notice of Allowance and Notice of Allowability, as well as petitioner's desire to have the IDS considered prior to the paying of the issue fee, it would be more appropriate for the Technology Center to withdraw the holding of abandonment and re-send the Notices to the correct address and consider the IDS filed September 17, 2002.
7. In view of the above, the application was mistakenly abandoned. If after your review of the file, you agree that the application was mistakenly abandoned, please Withdraw the Holding of Abandonment in this matter.

Thank you for your cooperation.